

CHESTNUTHILL TOWNSHIP SUPERVISORS
ROUTE 715, BRODHEADSVILLE, PA 18322
MINUTES OF MEETING – August 4, 2009

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m on Tuesday, August 4, 2009 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Leigh Kane (Vice-Chairman), David Albright (Township Manager), Cathy Martinelli (Office Manager) and Atty. Joseph P. McDonald, Jr. Supervisor David Fleetwood was absent.

The **Pledge of Allegiance** to the Flag was led by Leigh Kane.

Executive Session. None.

Unit Care Agreement. None.

Parks. Bernie Kozen was present to report the following:

- Movie in the park “Hotel for Dogs” July 25 - (RAINED OUT)
- Art in the Park July 26 - (30 Artists attended)
- Art Workshops for kids Aug 6
- Star Gazing Aug 22
- Family Camping Aug 22-23
- First Aid/CPR Training Sept 15
- Elk Bus Viewing Oct 3
- Life Line Screening Nov. 5

There were three quotes for repairing the retaining wall in the basketball courts as follows:

- S&K Construction Co \$8500.00 – block wall (optional work \$1400.00 remove entire existing wall)
- Chestnut Hill Nursery \$12,000-\$15,000-block wall
- Merwine’s Landscaping \$15,552 – block wall
- “ \$12,000 - boulder wall
- “ \$11,400 - tie wall

On motion made by Leigh Kane, seconded by Chuck Gould it was voted to award the bid to S&K Construction including the optional work, after the elevations are verified. If there is any change in the cost because of the elevations it will have to be reevaluated by the Board of Supervisors. (2-0)

Public Comment.

Resident Mr. Thody. Thanked everyone for the opportunity to review the 2nd quarter financial statements of the Township. He was in agreement that the financials look good, with the exception of transfer taxes and was very complimentary of the Staff and good financial management.

Minutes. On motion made by Leigh Kane, seconded by Chuck Gould it was voted to approve the minutes of the July 21, 2009 meeting, as distributed. (2-0)

Correspondence. None.

Old Business.

Resolution for Joshmor closing. One of the requirements of Effort Abstract is a resolution stating who the signers will be for the closing. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to approve and sign Resolution 2009-09 for the Joshmor closing scheduled for August 12, 2009 at 3:00 p.m. (2-0)

New Business. None.

Bills. On motion made by Leigh Kane, seconded by Chuck Gould it was voted to pay the General and State Fund bills. (2-0)

Plans.

Altamose, Hilda & William. (Minor & Lot Line Adjustment) George Fetch. George was present on behalf of this plan. Engineer McDermott's comment letter dated 7/2/09 was reviewed. A couple technical items need to be addressed. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to conditionally approve this plan subject to satisfactorily addressing the Engineer's comments and to pay all outstanding fees. (2-0) (Plan date 1/14/09) (**waiver until 8/18/09**) (Rev. 5/30/09)

Keer Veterinary Hospital. (Land Development Plan) Berks Surveying & Engineering. It was asked via phone that this plan be tabled tonight. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to table this plan. (2-0) (Plan date 3/31/09) (**open ended waiver 6/25/09**)

Kal-Tac Inc. (Land Development Plan/Reverse Subdivision Plan) Effort Associates. It was asked via phone that this plan be tabled tonight. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to table this plan. (2-0) (Plan date 8/2003) (**open ended waiver**)

Herfurth, Steward & Kathleen (Minor Subdivision) Effort Associates. Bill Kresge was present on behalf of this plan. Atty. McManus was present to advise the Board on the various concerns with storm water maintenance and fee's, as Atty. McDonald had a conflict with this plan. A lengthy discussion ensued, the issue is that M/M Herfurth are subdividing a lot off their existing parcel, which requires a storm water maintenance plan and fee's. M/M Herfurth's position is they may not build on this new parcel for several years and they would rather wait to post bond on all requirements until that time. Our ordinance states it must be done at the time of the subdivision. Atty. McManus has reviewed this and offered several options to the Board. He suggested that the Board could conditionally approve this plan without signing it until all requirements are met or we could receive the Developers Agreement, Performance Guarantee, Storm water maintenance plan and fee the Board would sign and it would be recorded. If it was more than 5 years before beginning, this plan would be subject to any ordinance changes. On motion made by Leigh Kane, seconded by Chuck Gould it was voted to table tonight so that M/M Herfurth could be present at the next meeting on 9/1/09 so they understand these options before the Board gives a final decision. (2-0)(Plan date 4/2008) (**open ended waiver**)

Pleasant Valley Assembly of God. (Prelim/Final Plan) Niclaus Engineering. It was asked via phone to table this plan tonight. On motion made Chuck Gould, seconded by Leigh Kane it was voted to table this plan tonight. (2-0) (**open ended waiver**)

Skaflestad, Clyde (Land Development Plan) George Collura. It was asked via phone to table this plan tonight. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to table this plan tonight. (2-0) (**open ended waiver**)

Kinsley's Plaza Phase I (Prelim LDP) Niclaus Engineering. It was asked via phone to table this plan tonight. On motion made by Chuck Gould, seconded by Leigh Kane it was voted to table this plan tonight. (2-0) (**open ended waiver**)

Planning Module Approval. None.

Adjournment. There being no further business, on motion made by Chuck Gould, seconded by Leigh Kane it was voted to adjourn into executive session on a real estate and litigation issue at 7:45 p.m. (2-0)

Respectfully submitted,

Cathy A. Martinelli
Recording Secretary